

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION AT MEMPHIS**

FILED BY Whe D.C.

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~~ROBERT E. DI TROLIO~~
~~CLERK, U.S. DIST. CT.~~
~~W.D. OF TN MEMPHIS~~

UNITED STATES OF AMERICA,

Plaintiffs,

V.

CIVIL ACTION No: 93-2396-HA

**DONALD M. ROWE, and
BERVA A. ROWE,**

Defendants,

V.

EVANS & PETREE, P.C.,

Garnishees.

GARNISHMENT DISPOSITION ORDER

WHEREAS, subsequent to the entry of a Consent Order specifying the amount of fees and expenses paid to Evans & Petree, P.C., the firm of Evans & Petree discovered that it had miscalculated that amount and been overpaid by \$25,217.45, and

WHEREAS, the firm of Evans & Petree notified Donald M. Rowe and the United States attorney of the overpayment, and

WHEREAS, the United States of America issued a garnishment to Evans & Petree, and at the same time gave Donald M. Rowe notice of his right to claim exemptions, and

WHEREAS, the firm of Evans & Petree has answered the garnishment formally acknowledging that it is holding \$25,217.45 for the account of Mr. Rowe, and

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WHEREAS, Donald M. Rowe having filed a claim of exemption with the Court, and

WHEREAS, it appearing that Donald M. Rowe is entitled to an exemption totalling \$8,925.00, it is therefore

ORDERED:

1. The firm of Evans & Petree as garnishee shall disburse \$8,925.00 to Donald M. Rowe, and the sum \$16,292.45 to the United States attorney.

Julia Smith Gibbons
Julia S. Gibbons, United States District Judge

Date: December 1, 1999

CONSENTED TO AND APPROVED:

The United States of America

By: William W. Siler
William W. Siler
Asst. U. S. Attorney

Evans & Petree

By: John McQuiston, II
John McQuiston, II